

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs, MI 49740
January 10, 2010

Closed Session: yes

Call to Order: Meeting was called to order at: 9:36 a.m.

Opening Ceremony: Alice Yellowbank

Council Present: Legislative Leader Julie Shananaquet, Secretary Regina Gasco Bentley, Treasurer John Bott, Councilor Gerald Chingwa, Councilor Belinda Bardwell, , Councilor Melvin L. Kiogima, Councilor Aaron Otto, Councilor Marvin Mulholland, Councilor Rita Shananaquet

Absent: none

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Office Manager Michele LaCount

Executive Officials and Staff Present: Tribal Chairman Ken Harrington, Vice-Chairman Dexter McNamara, Assistant General Counsel-Allie Greenleaf Maldonado, Gaming Board of Directors: Chairperson Carol McFall, Board Member, Board Member Judy Pierzynowski, Secretary/Treasurer Sheran Patton, Board Member Fred Kiogima, Board Member Dollie Keway and Office Manager Cathy Portman

Linda Gasco, Emily Proctor, Kassie McClennan, Krtisty Dayson, Jeannie Norris, Merle Carson, Bea Law, Alice Yellowbank, Denise Petoskey, Bill Denemy Sr., Frank Ettawageshik, Allen Proctor, William R. McMillan

Motion made by Councilor Kiogima and supported by Councilor Bardwell to adopt the agenda for January 10, 2010, with additions.

Vote: 8 - Yes, 1 – No (Councilor R. Shananaquet), 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Bardwell to approve the minutes of December 20, 2009 with corrections, January 5, 2010 with corrections, and January 9, 2010 with corrections.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Elder Comments: Bea Law spoke regarding Petoskey News Review Headlines.

Kassie McClellan – Mentorship Program for Tribal Youth. AmeriCorps Member 4-H Mentor Michigan Initiative Emmet County Presentation.

1
2 Motion made by Secretary Gasco Bentley and supported by Treasurer Bott to
3 accept Legislative Leader Julie Shananaquet's verbal and written report for
4 January 10, 2010 with confidential items contained therein.

5 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

6 Motion carried.

7
8 Motion made by Secretary Gasco Bentley and supported by Councilor R.
9 Shananaquet for Tribal Council attendance at 2010 Special Work Sessions,
10 Meetings and Conferences for matters of interest on behalf of the Tribe.

11 Vote: 8 - Yes, 1 - No (Councilor Otto), 0 - Abstained, 0 - Absent

12 Motion carried.

13
14 11:01 a.m. Recess called.

15 11:15 a.m. Meeting reconvened.

16
17 Gaming Board of Directors – Discussion.

18
19 11:49 a.m. Public Comment opened: Emily Proctor spoke regarding the morning
20 4-H presentation and other youth educational programs.

21 11: 51 a.m. Public Comment closed.

22
23 12:14 p.m. Lunch recess called.

24 1:35 p.m. Meeting Reconvened. Councilor R. Shananaquet left the meeting.

25
26 1:52 p.m. Motion made by Treasurer Bott and supported by Councilor Bardwell to
27 go into closed session for confidential business matters.

28 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor R. Shananaquet),

29 Motion carried.

30
31 3:05 p.m. Councilor R. Shananaquet returned to meeting.

32
33 3:07 p.m. Motion made by Councilor Otto and supported by Secretary Gasco
34 Bentley to open session.

35 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

36 Motion carried.

37
38 3:07 p.m. Public Comment opened: no comments.

39 3:08 p.m. Public Comment closed.

40
41 3:08 p.m. Recess called.

42 3:21 p.m. Meeting Reconvened.

43
44 Motion made by Councilor Otto and supported by Treasurer Bott to accept the
45 verbal and written report from Waganakising Odawa Development, Inc., on
46 behalf of Nimkee Technologies, LLC.

47 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

48 Motion carried.

1
2
3 Motion made by Councilor R. Shananaquet and supported by Councilor Otto to
4 accept Treasurer Bott's Tribal Treasurer and Appropriations and Finance
5 Committee Chairperson verbal report for January 10, 2010.

6 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

7 Motion carried.

8
9 Motion made by Treasurer Bott and supported by Councilor Bardwell to accept
10 Land and Reservation Committee Chairperson Kiogima's verbal report for
11 January 10, 2010.

12 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

13 Motion carried.

14
15 Motion made by Councilor Otto and supported by Treasurer Bott to accept
16 Legislative Services Attorney Budnick's verbal and written report for January 10,
17 2010.

18 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

19 Motion carried.

20
21 Motion made by Secretary Gasco Bentley and supported by Councilor Otto to
22 authorize and approve Tribal Councilors Marvin Mulholland and John Bott, Tribal
23 Chairman Ken Harrington, General Counsel Jim Bransky, Legislative Services
24 Attorney Donna Budnick, Interim CFO Cheryl Lesky, Finance Director Scott
25 Cannady, Eben Perison of Oppenheimer & Co., Inc and Tim Kincaid of
26 Fredericks Peebles & Morgan to be representatives on behalf of the Tribe to
27 negotiate within the parameters as directed by Tribal Council with the Bond
28 Lenders or the Ad Hoc Committee of Lenders and shall report back any findings
29 to the Tribal Council.

30 Vote: 8 - Yes, 0 - No, 1 - Abstained (Treasurer Bott), 0 - Absent

31 Motion carried.

32
33 Ethics Committee-FYI update regarding meeting coordination.

34
35 Motion made by Secretary Gasco Bentley and supported by Councilor R.
36 Shananaquet to adopt Tribal Resolution: Request for Funding through the U.S.
37 Environmental Protection Agency (EPA) Great Lakes Restoration Initiative
38 Projects (GLRI) Little Traverse Bay Bands of Odawa Indians LTBB GLRI Bear
39 River Project.

40 Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor
41 Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes,
42 Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative
43 Leader Julie Shananaquet-yes

44 Motion carried.

45
46 Motion made by Treasurer Bott and supported by Councilor Bardwell to adopt
47 Tribal Resolution Request for Funding through the U.S. Environmental Protection

1 Agency (EPA) Great Lakes Restoration Initiative Projects (GLRI) Little Traverse
2 Bay Bands of Odawa Indians LTBB GLRI Boat Washing Stations Project.

3 Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor
4 Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes,
5 Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative
6 Leader Julie Shananaquet-yes

7 Motion carried.

8
9 Motion made by Secretary Gasco Bentley and supported by Councilor Otto to
10 adopt Tribal Resolution: Request for Funding from the Institute of Museum and
11 Library Services, Little Traverse Bay Bands of Odawa Indians 2010 Basic Library
12 Services Grant.

13 Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor
14 Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes,
15 Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative
16 Leader Julie Shananaquet-yes

17 Motion carried.

18
19 Motion made by Treasurer Bott and supported by Councilor Otto to adopt Tribal
20 Resolution: Request for Funding from the U.S. Environmental Protection Agency
21 Region 5, Little Traverse Bay Bands of Odawa Indians Support Agency
22 Cooperative Agreement (SACA) Grant.

23 Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor
24 Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes,
25 Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative
26 Leader Julie Shananaquet-yes

27 Motion carried.

28
29 Motion made by Secretary Gasco Bentley and supported by Treasurer Bott to
30 adopt Tribal Resolution Contract Renewal with the U.S. Department of Health
31 and Human Services Indian Health Service - Sanitation Program Little Traverse
32 Bay Bands of Odawa Indians Well & Septic Systems Contract.

33 Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor
34 Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes,
35 Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative
36 Leader Julie Shananaquet-yes

37 Motion carried.

38
39 Motion made by Councilor Kiogima and supported by Councilor R. Shananaquet
40 to Request for Funding from the U.S. Environmental Protection Agency, FY 2010
41 Section 128(a) Cooperative Agreements Little Traverse Bay Bands of Odawa
42 Indians LTBB Tribal Environmental Response Project.

43 Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor
44 Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes,
45 Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative
46 Leader Julie Shananaquet-yes

47 Motion carried.

1 Motion made by Councilor R. Shananaquet and supported by Councilor Otto
2 adopt Tribal Resolution: Request for Funding from the United States Fish and
3 Wildlife Service, Great Lakes Fish and Wildlife Restoration Act Little Traverse
4 Bay Bands of Odawa Indians Natural Resources Department 2010 Michigan
5 Walleye Joint Study.

6 Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor
7 Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes,
8 Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative
9 Leader Julie Shananaquet-yes

10 Motion carried.

11
12 Motion made by Councilor R. Shananaquet and supported by Secretary Gasco
13 Bentley to approve General Counsel James Bransky Contract as amended and
14 presented commencing February 11, 2011 ending February 19, 2017 and
15 authorize the Tribal Chairman to sign the Contract.

16 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

17 Motion carried.

18
19 4:46 p.m. Motion made by Councilor R. Shananaquet and supported by
20 Treasurer Bott to adjourn.

21 Vote: 8 - Yes, 1 – No (Councilor Otto), 0 - Abstained, 0 - Absent

22 Motion carried.

23
24
25
26
27 These Minutes have been read and approved as written (or) corrected: (delete
28 either the word "written" or "corrected" as pertains to how the minutes were
29 approved.)

30
31
32
33 _____
34 Regina Gasco Bentley, Tribal Council Secretary

Date